

The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

RECEIVED
JAN 29 2010

I, Joe E. Aman, being first duly sworn, depose and say: WATER RESOURCES
WESTERN REGION

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in TWO (2)
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

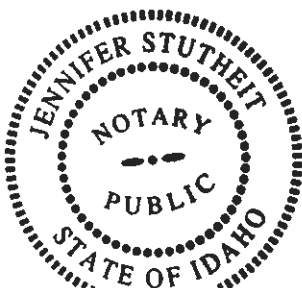
JANUARY 6, 13, 2010

SIGNED: _____

STATE OF IDAHO }
COUNTY OF OWYHEE }

On this 27th day of Jan. in the year of 2010 before me, a

Notary Public, personally appeared JOE E. AMAN
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Jennifer Stutheit
Notary Public of Idaho

Residing at HOMEDALE, IDAHO
My commission expires: JANUARY 3, 2015

PROPOSED CHANGE OF WATER RIGHT

✓ Dale and Jackie Van Es of 8222 Desert Dr., Marsing, ID 83639 filed Application No. 74753 to transfer two water rights with 1963 and 1964 priority dates from the Snake River totaling 35.08 cfs. The purpose of the transfer is to create a permissible place of use on the applicant's property limited to irrigation of 2,495 acres in a 2,720 acre area. Water will be used at the current place of use located approximately; two miles west of Swan Falls Dam, two miles north of Murphy Flat Rd, and five miles east of Murphy within the Snake River Birds of Prey area.

GARY SPACKMAN, Interim Director

Published in the Owyhee Avalanche on January 6th & 13th, 2010 AND The Idaho Statesman, Post Register, Lewiston Tribune and Times News on January 7th & 14th, 2010

✓ PROPOSED CHANGE OF WATER RIGHT. Dale and Jackie Van Es of 8222 Desert Dr., Marsing, ID 83639 filed Application No. 74776 to transfer seven water rights with 1962, 1974 and 1994 priority dates from ground water totaling 1.09 cfs and the Snake River totaling 13.38 cfs. The purpose of the transfer is to create a permissible place of use on the applicant's property limited to irrigation of 934 acres in a 1,256 acre area. Water will be used at the current place of use generally located between Highway 95 and Highway 78 approximately 3 miles south of Marsing.

See reverse for
Remainder of ad.

✓ OK DB 2/1/2010

PROPOSED CHANGE OF

WATER RIGHT. Lyman & Lena Winchester of 1003 Succor Creek Road, Homedale ID 83628 filed Application No. 75115 to transfer a water right with an 1889 priority date from Succor Creek totaling 4.00 cfs and 11 af of storage. The purpose of the transfer is to reduce the right to 2.00 cfs, eliminate the storage, and move the diversion point about 2 to 3 miles downstream. The diversion point is currently in Oregon about 2 miles upstream from the Idaho-Oregon border. The diversion will be changed to a point in Idaho about 0.25 mile downstream from the border. Water will be used to continue irrigating 77 acres in Idaho on the south side of the creek near the border.

For specific details regarding the applications, please contact the Idaho Department of Water Resources (IDWR) Western Region at 208-334-2190 or visit www.idwr.idaho.gov with detail provided under "new water right applications." Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the proposed change must be filed with the Director, IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before January 25, 2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim
Director

1/6, 13/10

✓ OK DB 2/1/2010

